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August 16, 2023

Via ECF

Hon. Laura Taylor Swain
United States District Judge
Southern District of New York
500 Pearl Street
New York, New York 10007

MEMO ENDORSED

Re: USA vs. Smith (Ebony Simon)
23-CR-080 (LTS)

Dear Judge Swain:

I was appointed pursuant to the Criminal Justice Act, to represent Ebony Simon in the above matter. Sentencing is currently scheduled for September 8th at 11:30 am before Your Honor. Unfortunately, I inadvertently scheduled Ms. Simon's matter at a time that conflicts with another matter I had previously scheduled. Therefore, we are respectfully requesting that Ms. Simon's sentencing be moved to 2 pm or later on the same date (September 8th), anytime on September 11-12, September 18, 2023, in the afternoon, or any other date that is convenient for Your Honor. AUSA Rebecca Dell has no objection to this request.

Your Honor's time and consideration to this request is greatly appreciated.

Respectfully submitted,
s/ Lorraine Gauli-Rufo,
Lorraine Gauli-Rufo,
Attorney for Ebony Simon

cc: Rebecca Dell, AUSA
Kedar Bhatia, AUSA
Derek Wikstrom, AUSA

The foregoing adjournment request is granted. The sentencing is hereby adjourned to September 21, 2023 at 10:30 am. DE 150 is resolved. SO ORDERED. 8/18/2023
/s/ Laura Taylor Swain, Chief USDJ